

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

SILAS CALHOUN and EMILY CALHOUN,
Individually and as Parents and Next Friends
of ESTRELLA CALHOUN,

Plaintiff,

v.

UNITED STATES OF AMERICA and ERIC
C. DAUB, M.D. and MARIANNE SUTTON,
M.D.,

Defendants.

Civil Action No. 04-10480-RGS

**ASSENTED TO MOTION OF THE DEFENDANT FOR ENLARGEMENT OF TIME
TO COMPLETE DISCOVERY**

Defendant, United States of America ("United States"), by and through its attorney, with the assent of the other parties to this action, hereby moves this Court for an enlargement of time to complete discovery. Good cause exists for this motion.

Due to changes in personnel at the Department of the Air Force, it has taken longer than expected to locate personnel with information regarding this case and to obtain the correct records. Further, the subject plaintiff and her parents do not reside in the jurisdiction, but in Hawaii due to Silas Calhoun's active duty in the armed forces. Finally, the case involves complex medical issues that require careful evaluation and consideration. For these reasons the following adjustments to the completion of discovery are proposed.

1. Motions pursuant to Fed. R. Civ. P. 15 due by October 1, 2005.
2. Fact Discovery completed by January 31, 2006.
3. Plaintiffs' expert disclosures by March 3, 2006.
4. Defendants' expert disclosures by March 31, 2006.
5. Expert discovery completed by April 30, 2006.

6. Motions for summary disposition due by April 30, 2006.

This Motion is made in good faith and is not made to delay the action, or for any other improper purpose. Plaintiffs and Defendant Marianne Sutton, M.D., have assented to this motion.

Respectfully submitted,

UNITED STATES OF AMERICA

MICHAEL J. SULLIVAN
United States Attorney

By: /s/ Anton P. Giedt
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LOCAL RULE 7.1 CERTIFICATE

I, Anton P. Giedt, Assistant U.S. Attorney, hereby certify that I have conferred with all counsel of record and that all counsel have assented to this motion.

/s/ Anton P. Giedt
Anton P. Giedt
Assistant U.S. Attorney

CERTIFICATE OF SERVICE

Suffolk, ss.

Boston, Massachusetts
DATE: May 25, 2005

I, Anton P. Giedt, Assistant U.S. Attorney, do hereby certify that I have this day served a copy of the foregoing upon the Plaintiffs' counsel of record by electronic filing and by First Class Mail.

/s/ Anton P. Giedt
Anton P. Giedt
Assistant U.S. Attorney

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